

**IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

CRM-M-8944-2018 (O&M)

Date of Decision:-24.9.2018

Baljinder Singh and others

... Petitioners

Versus

State of Punjab and another

... Respondents

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present:- Mr. P.K.S. Phoolka, Advocate for the petitioners.

Ms. Ruchika Sabherwal, Assistant Advocate General, Punjab.

Mr. Parveen Sharma, Advocate for
Mr. Davinder Kumar, Advocate,
for respondent No.2-complainant.

GURVINDER SINGH GILL, J.(Oral)

By way of filing this petition, the petitioners seek quashing of FIR No.255 dated 27.11.2017 registered under Section 420 of Indian Penal Code, 1860 at Police Station Zira, District Ferozepur and all consequential proceedings emanating therefrom on the basis of a compromise having been effected between the parties.

Vide order dated 1.3.2018, the parties had been directed to appear before the Illaqa Magistrate/Trial Court so as to get their statements recorded qua the factum of compromise. Subsequently, since the parties had not appeared before the Illaqa Magistrate/Trial Court, fresh directions in this regard were again issued on 23.8.2018.

Report of learned Sub-Divisional Judicial Magistrate, Zira has been received to the effect that the statements of the complainant Gurjit Singh has been recorded to the effect that there are four accused namely

Baljinder Singh, Ravinder Singh, Anil Chopra and Gurpreet Narula and that he has compromised the matter with all four of them and that he has no objection in case the FIR is quashed qua all the four accused. To the similar effect are the statements of the petitioners/accused. It has specifically been opined that the parties have entered into compromise voluntarily and without there being any pressure, coercion or undue influence.

In view of the aforesaid compromise and bearing in mind the law laid down by Full Bench of this Court in 2007(3) RCR (Crl.) 1052 Kulwinder Singh and others Vs. State of Punjab, the present petition is allowed and FIR No.255 dated 27.11.2017 registered under Section 420 of Indian Penal Code, 1860 at Police Station Zira, District Ferozepur and all the consequent proceedings arising therefrom are hereby quashed qua the petitioners.

24.9.2018

pankaj

(Gurvinder Singh Gill)
Judge

Whether reasoned/speaking

Yes / No

Whether reportable

Yes / No